

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
)
Pierre BERTRAND) Group Art Unit: Unassigned
)
Application No.: 09/807,885) Examiner: Unassigned
)
Filed: November 13, 2001)
)
For: METHOD FOR PRODUCING A)
CONTACTLESS CARD)

DECLARATION OF MAGUIE DONNINI

I, the undersigned Maguie Donnini, hereby declare as follows:

1. I am employed by Gemplus, as an Intellectual Property Assistant in the Intellectual Property Department, and have first-hand knowledge of the facts described in this Declaration.
2. On September 7, 2001, a registered letter was sent from the Gemplus Intellectual Property Department to the inventor, Pierre Bertrand, at his last-known address, forwarding a Declaration to be signed for the U.S. patent application corresponding to PCT/FR00/01263. A copy of the letter is attached as Exhibit A. A copy of the signed receipt for the letter is attached as Exhibit B, indicating that the inventor received the letter on September 11, 2001.
3. No response was received from the inventor in reply to the letter of September 7, so on March 22, 2002, I sent a second registered letter to the same address. A copy of that letter is attached as Exhibit C. That letter was returned unopened, a week later, bearing a notation that the inventor no longer lived at that address. A copy of the returned envelope is attached as Exhibit D, the notation "NPAI" which in French means "*N'Habite Pas à l'Adresse Indiquée*" (in English : Doesn't live at the indicated address) was on the envelope.

4. I attempted to obtain a telephone number for the inventor in the city of his last-known address : via the Phone book, and via the Internet. However, there is no listing for the inventor in that city. I also called our Human resources service, but they did not have a current telephone number for him.

5. There is no additional contact information available to Gemplus regarding the inventor. Consequently, we are unable to locate him to obtain a signature on the Declaration.

I hereby declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true. Further, these statements are being made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that any such willful false statements or the like may jeopardize the validity of the above-identified patent application and any patent issuing thereon.


Maguire Donnini
Intellectual Property Assistant

Date: June 24th, 2002

DECLARATION FOR UTILITY PATENT APPLICATION

AS A BELOW-NAMED INVENTOR, I HEREBY DECLARE THAT:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD FOR PRODUCING A CONTACTLESS CARD the specification of which is attached hereto unless the following box is checked:

was filed on May 11th 2000 as United States Application Serial No.09/807.885, and was amended on _____.

I HEREBY STATE THAT I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Application No.	Country	Date of Filing (day/month/year)	Priority Claimed?
FR99/06535	FRANCE	15/05/1999	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
PCT/FR00/01263	WO	11/05/2000	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Serial No.	Filing Date
*	

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No.	Filing Date	Status
*		<input type="checkbox"/> Patented <input type="checkbox"/> Pending <input type="checkbox"/> Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date

Name: Pierre BERTRAND
Residence: ALLAUCH / FRANCE
Citizenship: France
Post Office Address: « La Caravelle » - 13, rue Alexandre

SIGN

ANCE

**ASSIGNMENT
SOLE**

THIS ASSIGNMENT, by Pierre BERTRAND (hereinafter referred to as the assignor), residing in Caravelle » - 13, rue Alexandre Rossat – 13200 CASSIS / FRANCE

WHEREAS, said assignor has invented certain new and useful improvements METHOD FOR PRODUCING A CONTACTLESS CARD set forth in an application for Letters Patent of the United States, bearing Serial No. 09/807.885 and filed on May 11th 2000 and

WHEREAS, Gemplus., Inc., a corporation duly organized under and pursuant to the laws of France and having its principal place of business at Avenue du Pic de Bertagne, Parc d'Activités de Gémenos, 13881 Gémenos, France, (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient considerations, the receipt of which is hereby acknowledged, said assignor has sold, assigned, transferred and set over, and by these presents does sell, assign, transfer and set over, unto said assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and the use of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignor, had this sale and assignment not been made.

AND for the same consideration, said assignor hereby covenants and agrees to and with said assignee its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, said assignor is the sole and lawful owner of the entire right, title and interest in and to said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that said assignor has good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND for the same consideration, said assignor hereby covenants and agrees to and with said assignee, its successors, legal representatives and assigns, that said assignor will, whenever counsel of said assignee, or the counsel of its successor, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said assignee, its successors, legal representatives and assigns, but at the cost and expense of said assignee, its successors, legal representatives and assigns.

AND said assignor hereby requests the Commissioner of Patents to issue said Letters Patent of the United States to said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use said assignee, its successors, legal representatives and assigns.

Date

Pierre BERTRAND

SIGN